

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MATTINGLY ET AL

SERIAL NO: 10/074,700

FILED: 2/13/02

§ EXAMINER: TATE, C.  
§ GROUP ART UNIT: 1654  
§ DOCKET: 97012/07CIP  
§  
§  
§

FOR: FORMULATIONS AND METHODS  
FOR INSECT CONTROL

<b>EV434 861 478 US</b> Number	<b>CERTIFICATE OF MAIL BY EXPRESS MAIL</b>	<b>August 19, 2005</b> Date of Deposit
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the:		
<b>Commissioner of Patent</b> <b>MS RESPONSE FEE</b> P.O. Box 1450 Alexandria, VA 22313-1450		
Robert W. Strezier		<b>August 19, 2005</b> Date of Signature

## RESPONSE TO 9 MAY 2005 FINAL OFFICE ACTION

Dear Examiner Tate:

In response to the Final Office Action dated 9 May 2005 Applicants submit the following amendments and remarks:

### SUMMARY OF FINAL OFFICE ACTION

Claims 35-36, 38-42, 44-50 and 60-68	112, 1 <sup>st</sup> paragraph
Claims 35, 38-39, 41-42, 44-45, 48 and 50	102(b), Jong et al. + ATCC Catalogue
Claim 35, 38-39, 41-42, 44-45, 48 and 50	102(b), Kobayashi + ATCC Catalogue
Claims 35, 38-39, 41-42, 44-45, 48 and 50	102(b), Nippon Life KK + ATCC Catalogue
Claims 35-36, 38-39, 41-42, 44-45, 48 and 50	102(b), Matsuda + ATCC Catalogue
Claims 35, 38-39, 41-42, 44-45, 48 and 50	102(b), Kobayashi et al. + ATCC Catalogue
Claims 35-36, 38-39, 41-42, 44-45, 48 and 50	102(b), ATCC Catalogue
Claims 35-36, 38-39, 41-42, 44-45, 48 and 50	103(a), Jong et al. + ATCC Catalogue, Kobayashi + ATCC Catalogue, Nippon Life KK + ATCC Catalogue, Matsuda + ATCC Catalogue, Kobayashi et al. + ATCC Catalogue or ATCC Catalogue